

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

11 FELIX COMACHO,

12 Petitioner,

13 v.
14 ROBERT HERNANDEZ, Warden,

15 Respondent.

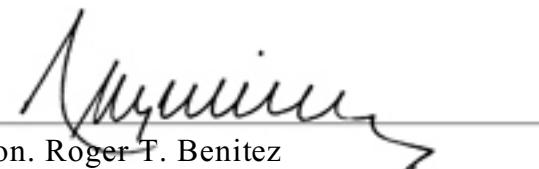
Civil No. 08cv0016-BEN (LSP)

**ORDER DENYING APPLICATION TO
PROCEED IN FORMA PAUPERIS**

16 Petitioner is a state prisoner proceeding pro se with a Petition for Writ of Habeas Corpus
17 pursuant to 28 U.S.C. § 2254. On January 25, 2008, the Court denied Petitioner's application
18 to proceed in forma pauperis without prejudice because it appeared Petitioner had sufficient
19 funds in his prison trust account to pay the \$5.00 filing fee. Petitioner has now paid the filing
20 fee, and has filed a new application to proceed in forma pauperis. Because Petitioner has paid
21 the filing fee, the Court **DENIES** the renewed application to proceed in forma pauperis as moot.

22 **IT IS SO ORDERED.**

24 DATED: February 25, 2008

25 
26 Hon. Roger T. Benitez
United States District Judge